



Docket No.: K3281.0005/P005

#13
B.D.
10-10-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Yoshihiro Ono

Application No.: 09/228,894

Confirmation No.: 7984

Filed: January 11, 1999

Art Unit: 2644

For: VOICE SWITCHING SYSTEM
CAPABLE OF IMPROVING A
QUALITY OF CONVERSATION

Examiner: C. Tapp

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Technology Center 2600

COMMUNICATION
REQUEST FOR RECONSIDERATION OF FINALITY

U.S. Patent and Trademark Office
2011 South Clark Place
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Dear Sir:

Applicant requests that the Examiner withdraw the finality of the rejection in the present Office Action mailed August 27, 2003. Applicant asserts that the finality of the present Office Action is not proper. See, M.P.E.P. § 706.07[a]. In the present case, the Examiner has introduced a new ground of rejection that was neither necessitated by Applicant's amendment of the claims or based on information submitted in an Information Disclosure Statement. Therefore, the finality of this final objection should be withdrawn. See, M.P.E.P. § 706.07[d].

In response to the previous Final Office Action mailed May 21, 2003, Applicant responded in a manner which necessitated the Examiner to withdraw the finality of that

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Office Action and issue a new Office Action. In that response, Applicant made no amendments to the claims. The Examiner cannot look to Applicant's response of February 24, 2003, to make the current Office Action final. Thus, Applicants have not necessitated a new ground of rejection and the finality of this rejection is improper and should be withdrawn.

If the Examiner believes an interview would be of assistance, the Examiner is welcome to contact the undersigned at the number listed below.

Dated: October 2, 2003

Respectfully submitted,

By 

Ian R. Blum

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